[24th November 1952

* SRI **VAVILALA GOPALAKRISHNAIAH** :—" నా సవరణకు **technical** గా ఏదో అభ్యంతరమున్నదని చెప్పిన కారణంవల్ల, అంతేగాక మంత్రిగారు ఇచ్చిన హామినిబట్టి ఈ సవరణను ఉపసంహరించుకొనుట ఈ శాసనసభవారు, నా సవరణను బలపరచినవారు ఆమోదించవలెనని కోరుచున్నాను."

SRI P. RAMAMURTHI :—" Sir, the hon. Member seeks the permission of the House to withdraw his amendment."

MR. SPEAKER :—" It is for the Chair, and not for the hon. Member, to ask whether the House gives permission to the Member to withdraw the amendment. I hope the House gives him permission to withdraw the amendment."

The amendment was, by leave, withdrawn.

Clause 3 was put and carried.

Clauses 4, 5 *and* 6.

Clauses 4, 5 and 6 were put and carried.

Preamble and Clause 1.

Clause 1 and the Preamble were put and carried.

THE HON. SRI C. SUBRAMANIAM :—" Sir, I move—

' *That the Madras Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill*, 1952, *be passed into law.*' "

MR. SPEAKER :—" The question is—

' That the Madras Essential Articles Control and Requisitioning (Temporary Powers) Amendment Bill, 1952, be passed into law.' "

The motion was carried and the Bill was passed into law.

(2) THE MADRAS SURVEY AND BOUNDARIES (AMENDMENT) BILL, 1952.

* THE HON. SRI M. A. MANICKAVELU NAICKER :—" Sir, I beg to introduce the Madras Survey and Boundaries (Amendment) Bill[a], 1952, and move—

' *That the Bill be taken into consideration at once.*'

Sir, under this Act survey is being done, and especially now, it is being done on a very extensive scale. There are three sections which provide for appeals against decisions under these sections. Under section 8, which refers only to the cost of the survey and the survey mark, there is an appeal. Under the present law, only when all these appeals are disposed of, a notification under section 13 could be issued. But I submit, Sir, that the decision under section 8 is only in regard to the cost of the survey and the survey

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mark. By retarding the issue of a notification under section 13, in order to await the decision on the appeal under section 8, the issue of the notification is unduly put off. Under this Bill, a decision under section 8 could be appealed against apart from the decisions under the other sections, namely, sections 9 and 10. An appeal under section 8 would stand apart. As it involves only cost, it need not retard the other notification. Therefore, I move that this amendment may be accepted in order to facilitate the issue of the notification under section 13. It does not affect the other provisions under sections 9 and 10. It affects only the decision under section 8, for which a separate appeal is now provided. It deals with only the question of cost. Sir, I move the Bill.''

MR. SPEAKER :—'' The motion is—

' That the Madras Survey and Boundaries (Amendment) Bill, 1952, be taken into consideration at once.' ''

* SRI T. VISWANATHAM :—'' Sir, I want to know what would happen if on a question decided under section 8 which necessarily will have to be considered on an appeal under section 11 the Appellate authority comes to a contrary decision. The best thing the Government can do is to have provisional powers to proceed with the maintenance work and not have final powers under section 8. The appeal under section 11 will necessarily affect the correctness or otherwise of the order passed under section 8. Therefore, instead of having two appellate authorities in respect of matters arising from one transaction, the Government, for the purpose of maintenance work, can have provisional powers and not final powers.''

* THE HON. SRI M. A. MANICKAVELU NAICKER :—'' Sir, I am sorry I have not made myself clear. The only question arising under section 8 is the cost, and for that provision is made. The cost may be more or less. Whatever may be the result it does not affect the notification. It is only regarding the cost, which may be more or less, the appellate authority may decide.''

MR. SPEAKER :—'' The question is—

' That the Madras Survey and Boundaries (Amendment) Bill, 1952, be taken into consideration at once.' ''

The motion was carried.

Clauses 2, 3, 1 and the Preamble were put and carried.

THE HON. SRI M. A. MANICKAVELU NAICKER :—'' Sir, I move—

' *That the Madras Survey and Boundaries (Amendment) Bill, 1952, be passed into law.*' ''

MR. SPEAKER :—'' The question is—

' That the Madras Survey and Boundaries (Amendment) Bill, 1952, be passed into law.' ''

The motion was carried and the Bill was passed into law.